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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION **\*E-FILED - 5/10/07\***

UNITED STATES OF AMERICA,	)	No. CR 06-0208 RMW
	)	
Plaintiff,	)	STIPULATION AND <input type="checkbox"/>
	)	ORDER VACATING MOTIONS
v.	)	HEARING DATE
	)	
ALLEN TAM,	)	
	)	
Defendant.	)	

It is hereby stipulated by and between counsel for the United States, Assistant U.S. Attorney Kyle F. Waldinger, and counsel for defendant Allen Tam, James McManis, that, subject to the Court's approval, the motions hearing presently set for May 14, 2007 at 9:00 a.m. be vacated.

1. The defendant Allen Tam last appeared before the Court on January 9, 2007. The Court arraigned the defendant on the Superseding Indictment, and the defendant entered pleas of not guilty to each count. The Court set a trial date of July 9, 2007 in this matter. The Court also set a pretrial conference date of June 21, 2007 at 2:00 p.m. and a motions hearing date of May 14, 2007 at 9:00 a.m.

2. To date, the parties have not filed any pretrial motions. Accordingly, the parties agree that the motions hearing date set for May 14, 2007 should be vacated.

1           3.       Accordingly, IT IS HEREBY ORDERED that the motions hearing set for May 14,  
2 2007 at 9:00 a.m. is vacated.

3 SO STIPULATED.

4           Dated this 9<sup>th</sup> day of May, 2007

5                               SCOTT N. SCHOOLS  
6                               United States Attorney

7   /S/  
8                               KYLE F. WALDINGER  
9                               Assistant United States Attorney

10 SO STIPULATED.

11           Dated this 8<sup>th</sup> day of May, 2007

12   /S/  
13                               JAMES McMANIS  
                                  Attorney for defendant Allen Tam

14 IT IS SO ORDERED.

15  
16 DATED: 5/10/07

17                               *Ronald M. Whyte*  
                                  RONALD M. WHYTE  
                                  United States District Judge

18  
19 Copies to be distributed to:

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